

2 AN ORDINANCE OF THE BOARD OF COUNTY  
3 COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA;  
4 REPEALING ORDINANCE NO. 87-8 AND ORDINANCE NO.  
5 88-17; WHICH PROVIDED FOR A WAITING PERIOD  
6 BETWEEN THE PURCHASE AND DELIVERY OF A  
7 HANDGUN; PROVIDING FOR INCLUSION IN THE CODE  
8 OF LAWS AND ORDINANCES; PROVIDING FOR AN  
9 EFFECTIVE DATE.

10 WHEREAS, on November 6, 1990, the electorate of the State of  
11 Florida passed an amendment to Section 8 of Article I of the State  
12 Constitution which mandates a 3-day waiting period between the sale  
13 and the delivery of a handgun at retail; and

14 WHEREAS, the Legislature, as required by the amendment,  
15 enacted Section 790.0655, Florida Statutes, which sets forth the  
16 terms of a mandatory waiting period and provides a felony penalty  
17 for any violation thereof; and

18 WHEREAS, Palm Beach County enacted Ordinance No. 87-8, as  
19 amended by Ordinance No. 88-17, which provides for a waiting period  
20 similar to that enacted by the Legislature; and

21 WHEREAS, the legislative enactment applies statewide and is  
22 more restrictive than the local regulations, therefore, it is the  
23 Board of County Commissioners' desire to repeal its existing  
24 ordinances, as the waiting period the Board found to be in the best  
25 interest of its residents is now required by the State.

26 NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY  
27 COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

28 SECTION 1.

29 Ordinance No. 87-8 and Ordinance No. 88-17 are hereby  
30 repealed.

31 SECTION 2. INCLUSION IN THE CODE OF LAWS AND ORDINANCES

32 The provisions of this ordinance shall become and be made a  
33 part of the code of laws and ordinances of Palm Beach County,  
34 Florida. The section of this ordinance may be renumbered or  
35 relettered to accomplish this, and the word "ordinance" may be  
36 changed to "section," "article," or any other appropriate word.

37 SECTION 3. EFFECTIVE DATE

38 The provisions of this ordinance shall become effective upon  
39 receipt of acknowledgement by the Secretary of State.

1 APPROVED and ADOPTED by the Board of County Commissioners  
2 of Palm Beach County, Florida, on this the 18th day of  
3 February, 1992.

4 PALM BEACH COUNTY, FLORIDA, BY ITS  
5 BOARD OF COUNTY COMMISSIONERS

6 By: Arie M. Mink  
7 Chair

MILTON T. BAUER, CLERK  
Board of County Commissioners

By Judith E. Baskin  
DEPUTY CLERK

8 APPROVED AS TO FORM AND  
9 LEGAL SUFFICIENCY

10 By: Devin M. Dptych  
11 County Attorney

12 Acknowledgement by the Department of State of the State of  
13 Florida, on this the 28th day of February,  
14 1992.

15 EFFECTIVE DATE: Acknowledgement from the Department of State  
16 received on this the 5th day of March,  
17 1992, at 10:06 AM., and filed in the Office of the Clerk of the  
18 Board of County Commissioners of Palm Beach County, Florida.

19 handgun.ord